



## AMENDMENT / RESPONSE TRANSMITTAL

Applicant : Luther, et al.  
 App. No. : 10/702,563  
 Filed : November 5, 2003  
 For : ELECTRICAL WIRING  
 DEVICE  
 Examiner : Hien D. Vu  
 Art Unit : 2833

## CERTIFICATE OF MAILING

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

December 17, 2004

(Date)

  
 James F. Herkenhoff, Reg. No. 51,241

**Mail Stop Amendment**  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Sir:

Transmitted herewith for filing in the above-identified application are the following enclosures:

- (X) Response to Restriction Requirement in 2 pages.
- (X) The present application qualifies for small entity status under 37 C.F.R. § 1.27.
- (X) A 1 month extension of time is hereby requested.
- (X) A check in the amount of \$60 is enclosed.
- (X) Return prepaid postcard.
- (X) Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.

12/27/2004 MBYEYNE1 00000052 10702563

01 FC:2251

60.00 OP

  
 James F. Herkenhoff  
 Registration No. 51,241  
 Attorney of Record  
 Customer No. 20,995  
 (619) 235-8550

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Luther, et al  
 Appl. No. : 10/702,563  
 Filed : November 5, 2003  
 For : ELECTRICAL WIRING DEVICE  
 Examiner : Hien D. Vu  
 Group Art Unit : 2833

## CERTIFICATE OF MAILING

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

December 17, 2004

(Date)

*James F. Herkenhoff*  
James F. Herkenhoff, Reg. No. 51,241

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Dear Sir:

As set forth in the office communication dated November 2, 2004, the Examiner requires Applicant to elect a single disclosed species.

In response, Applicant provisionally elects, without traverse, to proceed with examination directed towards the third stated species, which is illustrated in at least FIGURES 5, 5a-5c, and 7, should no generic claim eventually be held allowable. Applicant respectfully submits that at least independent Claims 1, 9, 13, and 15 - 18 are generic to all of the identified species and that Claims 1-19 read on at least the elected species (i.e., Species 3).

## REMARKS

In view of the foregoing, Applicants submit that the application is in condition for examination on the merits. If, however, the Examiner believes that any additional issue remains or requires clarification, the Examiner is respectfully requested to call the attorney of record in order to more expeditiously advance the examination of this application.

Appl. No. : 10/702,563  
Filed : November 5, 2003

Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: 12/17/04

By:



James F. Herkenhoff  
Registration No. 51,241  
Attorney of Record  
Customer No. 20,995  
(619) 235-8550

S:\DOCS\JFH\JFH-5090.DOC  
121504